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March 27, 2015

## **BY ECF**

The Honorable Kevin Nathaniel Fox  
United States Magistrate Judge, Southern District of New York  
Thurgood Marshall United States Courthouse  
40 Foley Square  
New York, New York 10007

**Re: *U.S. Commodity Futures Trading Commission v. Donald R. Wilson, Jr.  
and DRW Investments, LLC*, No. 13 Civ. 7884**

Dear Judge Fox:

On behalf of DRW Investments, LLC (“DRW”) and Donald R. Wilson, Jr. (together with DRW, “Defendants”), we submit the enclosed motion for the issuance of an Order, pursuant to Rule 28(b) of the Federal Rules of Civil Procedure and the Hague Convention of 18 March 1970 on the Taking of Evidence Abroad in Civil or Commercial Matters, directing the issuance of a Letter of Request to the Private International Law Section of the Australian Government’s Attorney-General’s Department and the Supreme Court of New South Wales to permit the oral testimony of Garry O’Connor for use at trial.

In order for Defendants to rely on the more streamlined procedures to enforce the Letter of Request under Australia’s Uniform Civil Procedure Rules 2005 (NSW) and Evidence on Commission Act 1995 (NSW), it is respectfully requested that, should the Court grant our application and issue the proposed Letter of Request, the Clerk of the Court mail both the original Letter of Request with Your Honor’s signature and the seal of the Court as well as an original of the signed order nominating Defendants as persons entitled to commence a proceeding in the Supreme Court of New South Wales, to counsel for Defendants at the following address:

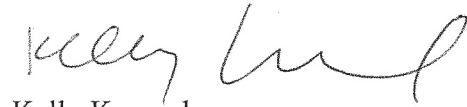
Kobre & Kim LLP  
800 Third Avenue  
New York, New York 10022  
ATTN: Kelly Karneeb

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This procedure is contemplated in the Proposed Order submitted to the Court herewith.

We have provided a copy of the accompanying motion papers to the CFTC, and it has indicated that it will not oppose our application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Kelly Karneeb', with a stylized, flowing script.

Kelly Karneeb  
+ 1 212 488 1291

cc: Paul G. Hayeck, Esq., CFTC  
A Daniel Ullman, Esq., CFTC  
Jason Mahoney, Esq., CFTC  
Sophia Siddiqui, Esq., CFTC  
Michael Berlowitz, Esq., CFTC